

91st Legislative Session – 2016

Committee: House State Affairs

Friday, February 05, 2016

P - Present
E - Excused
A - Absent

Roll Call

P Bartling
P Bolin
P Haggar (Don)
P Hawley
P Langer
P Mickelson
P Munsterman
P Solum
P Stevens
P Verchio
P Wink
P Westra, Vice-Chair
P Gosch, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Chairman, Representative Gosch.

MOTION: TO APPROVE THE MINUTES OF WEDNESDAY, FEBRUARY 3, 2016

Moved by: Westra
Second by: Hawley
Action: Prevailed by voice vote.

HB 1125: limit the ability of a person to obtain a concealed pistol permit related to the restoration of civil rights.

Presented by: Representative Brunner
Proponents: Richard Tieszen, South Dakota Sheriff's Association (Handout: 1)
Paul Bachand, States Attorney Association

Others: Representative Stalzer
Staci Ackerman, South Dakota Sheriffs Association (Handouts: answered questions)

MOTION: AMEND HB 1125

1125oa

On page 1, after line 7 of the printed bill, insert:

" Section 2. Whereas, this Act is necessary for the immediate preservation of the public peace, health, or safety, an emergency is hereby declared to exist, and this Act shall be in full force and effect from and after its passage and approval."

Moved by: Mickelson
Second by: Bartling
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1125 AS AMENDED

Moved by: Solum
Second by: Langer
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Verchio, Wink, Westra, Gosch

MOTION: AMEND TITLE OF HB 1125

1125ota

On page 1, line 2, of the printed bill, after "rights" insert "and to declare an emergency".

Moved by: Westra
Second by: Haggar (Don)
Action: Prevailed by voice vote.

HB 1138: revise provisions related to the enhanced permit to carry a concealed pistol.

Presented by: Representative Brunner
Proponents: Staci Ackerman, South Dakota Sheriffs Association

MOTION: AMEND HB 1138

1138ra

On page 2, after line 24 of the printed bill, insert:

" Section 3. That § 23-7-56 be amended to read:

23-7-56. The holder of the permit may renew the permit through the sheriff of the county where the holder resides for a period beginning ninety days before the permit expires and ending thirty days after expiration of the permit, if the holder pays the fifty dollar renewal fee and passes a National Instant Criminal Background Check. If the holder of the enhanced permit to carry a concealed pistol does not renew the permit within thirty days of expiration of the permit, the holder must reapply for an enhanced permit to carry a concealed pistol pursuant to § 23-7-53. The renewal fee shall be distributed fifty percent to the sheriff and fifty percent to the secretary of state to be used by the secretary of state to administer the concealed carry program.".

Moved by: Solum
Second by: Munsterman
Action: Prevailed by voice vote.

MOTION: DO PASS HB 1138 AS AMENDED

Moved by: Solum
Second by: Munsterman
Action: Prevailed by roll call vote. (13-0-0-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Stevens, Verchio, Wink, Westra, Gosch

HB 1129: allow a concealed pistol in the capitol and any county courthouse with an enhanced concealed pistol permit.

Presented by: Representative Qualm
Proponents: Representative Stalzer
Rich Sattgast, State Treasurer
Opponents: Staci Ackerman, South Dakota Sheriffs Association
Rick Miller, Department of Public Safety
Eric Erickson, South Dakota Association of County Commissioners
Matt Konenkamp, Governor's Office
Others: Greg Sattizahn, Unified Judicial System

MOTION: DO PASS HB 1129

Moved by: Wink

Second by: Munsterman

Action: Prevailed by roll call vote. (7-6-0-0)

Voting Yes: Haggar (Don), Langer, Mickelson, Munsterman, Wink, Westra, Gosch

Voting No: Bartling, Bolin, Hawley, Solum, Stevens, Verchio

MOTION: ADJOURN

Moved by: Westra

Second by: Munsterman

Action: Prevailed by voice vote.

Colleen Hunt
Committee Secretary

Brian G. Gosch, Chair